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INTERNATIONAL ENVIRONMENTAL LAW

VOLUME I

Professor Jutta Brunnee

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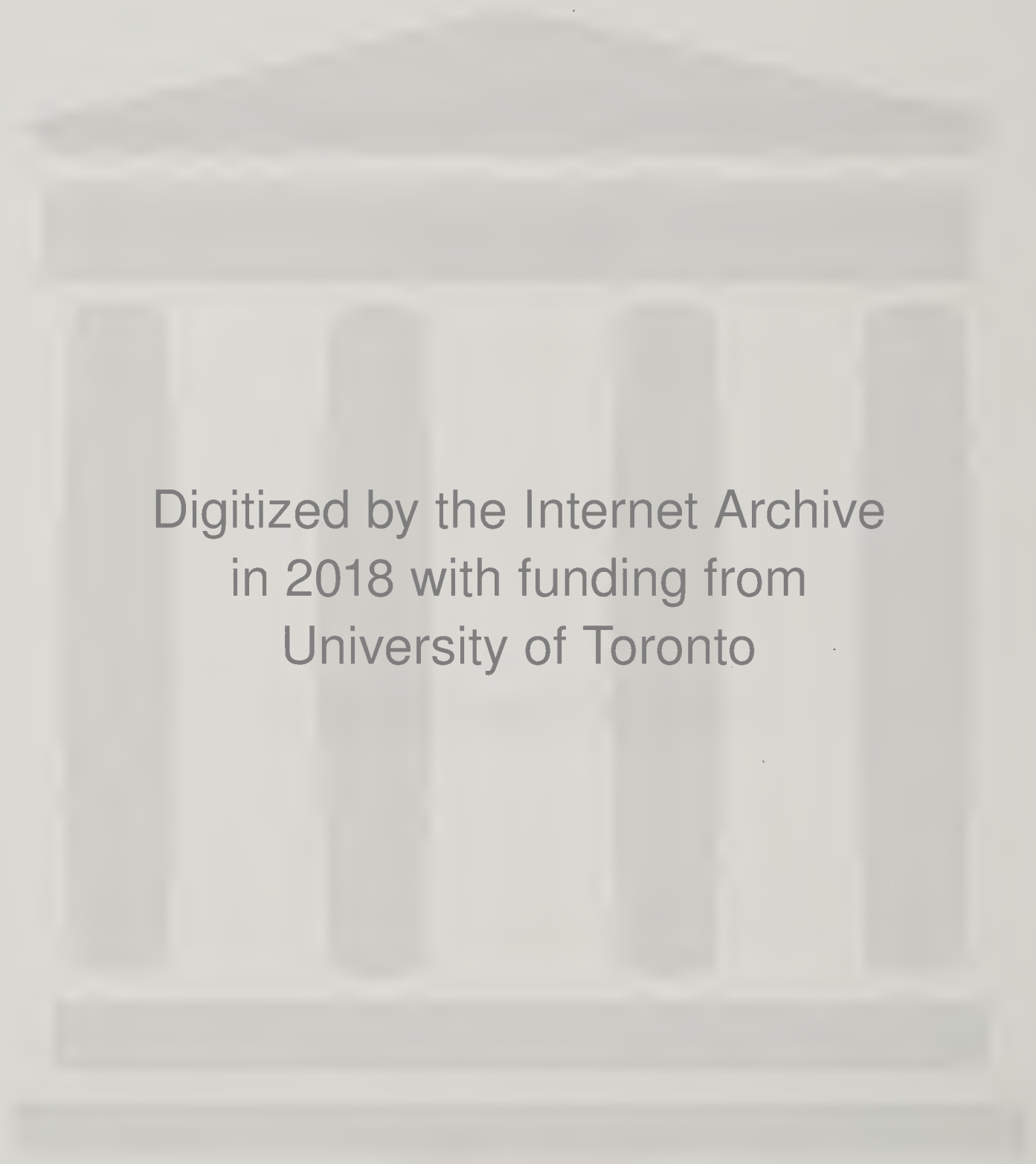
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INTERNATIONAL ENVIRONMENTAL LAW

Professor Jutta Brunnée

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Selected Sources on International Environmental Law

[N.B.: Over the past few years, an array of sources - document collections, journals, websites - have emerged and the number of sources is growing continuously. The following lists provide only a selection of those sources, placing emphasis on particularly useful sources.]

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3. INTERNET SOURCES

[Many of these sites provide extensive cross-links to other relevant sources and sites; particularly good access sites are highlighted. *Pls. note that the list of sites is up to date as of July 2005.*]

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QUESTIONS FOR TREATY ANALYSIS

Analyzing a (Framework) Convention:

1. Consider the convention's preamble (and the definitions) to answer the following questions: How does the treaty describe the problem it seeks to address? What is the purpose and policy behind the treaty? What is the legal effect of these preambular statements?
2. What are the actual commitments made by the parties? What "substantive" commitments, if any, do they make (e.g. emission reductions)? What "procedural" commitments? What kind of "qualifying language" is used? What language is used to suggest "weak" and "strong" obligations?
3. What "institutions" are established or relied upon by the convention? What are their tasks? What are their powers and how do they take decisions?
4. How/when does the convention enter into force? What considerations may lie behind the way in which the relevant provision is drafted? What is the difference between "signatures" and "ratifications"? Who can be a party to the convention?
5. Is it possible for a party to withdraw from a treaty? If so, under what conditions? Is it possible to make reservations to the treaty? If so, under what conditions? What considerations may lie behind the way in which the relevant provision(s) was/were drafted?
6. How can the convention be amended? What process and requirements are provided for? What considerations may lie behind the way in which the relevant provision(s) were drafted?
7. How does the convention address issues of compliance, enforcement or dispute resolution?
8. How does the convention encourage membership/states to become parties? Is the convention an effective means of achieving its goals? What external problems may limit its effectiveness?

